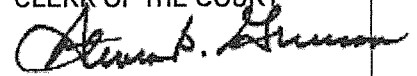


EXHIBIT “A”

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DISTRICT COURT

CLARK COUNTY, NEVADA

GINA ALCANTARA, an Individual,

Plaintiff,

v.

BODEGA LATINA CORPORATION d/b/a EL
SUPER, a California Corporation; DOES I-X;
and ROE BUSINESS ENTITIES XI-XX,
inclusive,

Defendants.

CASE NO.: A-18-773913-C

DEPT. NO.: Department 24

COMPLAINT

COMES NOW, Plaintiff, GINA ALCANTARA, by and through her attorneys of record,
CLAGGETT & SYKES LAW FIRM, for her causes of action against Defendant, BODEGA LATINA
CORPORATION d/b/a EL SUPER; DOES I-X; and ROE BUSINESS ENTITIES XI-XX, inclusive,
and each of them, and alleges as follows:

1. At all times relevant herein, Plaintiff, GINA ALCANTARA (hereinafter “Plaintiff” or
“Gina”), was and is a resident of Clark County, Nevada.

CLAGGETT & SYKES LAW FIRM
4101 Meadows Lane, Suite 100
Las Vegas, Nevada 89107
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1 2. Upon information and belief, at all times relevant herein, Defendant, BODEGA
2 LATINA CORPORATION dba EL SUPER (hereinafter "Defendant" or "El Super"), was and is a
3 Corporation organized and existing pursuant to the laws of the State of California and doing business
4 in the state of Nevada, County of Clark.

5 3. That the true names or capacities, whether corporate, associate, individual or otherwise,
6 of Defendants DOES I through X, inclusive, are unknown to Plaintiff who, therefore, sues said
7 Defendants by such fictitious names. Plaintiff is informed and believes, and thereon alleges, that each
8 of the Defendants designated herein as DOE is legally responsible in some manner for the events and
9 happenings herein referred to and proximately caused injury and damages thereby to Plaintiff as
10 hereinafter alleged. Plaintiff will seek leave of the Court to amend this Complaint to insert the true
11 names and capacities of DOES I through X when the same have been ascertained and to join such
12 Defendant in this action.

13 4. That the true names or capacities of Defendants, ROE BUSINESS ENTITIES XI
14 through XX, inclusive, are unknown to Plaintiff who, therefore, sues said Defendants by such fictitious
15 names. Defendants designated herein as ROE BUSINESS ENTITIES XI through XX, and each of
16 them, are predecessors-in-interest, successors-in-interest, and/or agencies otherwise in a joint venture
17 with, and/or serving as an alter ego of, any and/or all Defendants named herein; and/or are entities
18 responsible for the supervision of the individually named Defendants at the time of the events and
19 circumstances alleged herein; and/or are entities employed by and/or otherwise directing the
20 individual Defendants in the scope and course of their responsibilities at the time of the events and
21 circumstances alleged herein; and/or are entities otherwise contributing in any way to the acts
22 complained of and the damages alleged to have been suffered by the Plaintiff herein. Plaintiff is
23 informed and, on that basis believes and thereon alleges, that each of the Defendants designated as a
24 ROE BUSINESS ENTITY is in some manner negligently, vicariously, and/or statutorily responsible
25 for the events and happenings referred to and caused damages to Plaintiff as herein alleged. Plaintiff
26 will seek leave of the Court to amend this Complaint to insert the true names of such Defendant when
27 the same have been ascertained.

28 ///

GENERAL ALLEGATIONS COMMON TO ALL CLAIMS

5. Plaintiff repeats and realleges the allegations as contained in the preceding paragraphs herein, and incorporate the same herein by reference.

6. On May 6, 2016, Plaintiff, Gina Alcantara, went grocery shopping in the El Super located at 4610 W. Sahara Avenue, Las Vegas, Nevada 89102.

7. As Gina walked in the open area near to the cash registers, she slipped on a blue liquid substance on the floor that appeared to be a melted popsicle.

8. As a result of slipping on the blue liquid substance Gina fell to the floor.

9. Upon information and belief, Defendant El Super had not placed any "wet floor" signs or other notices around the area of the blue liquid substance.

10. Defendant El Super did not warn Gina about the blue liquid substance on the ground.

11. Gina was injured as a result of the fall.

FIRST CLAIM FOR RELIEF

(Negligence – Premises Liability)

Against All Defendants

12. Plaintiff repeats and realleges the allegations as contained in the preceding paragraphs herein, and incorporate the same herein by reference.

13. Defendant owed a duty to the general public and invitees, to include Plaintiff, to keep its premises free from and/or guard against slipping hazards, and to warn guests of slipping hazards.

14. Defendant breached its duty of care when it failed to keep the store free from slipping hazards, created a slipping hazard, failed to guard against slipping hazards, and/or failed to warn others of the slipping hazards.

15. Defendant's failure to keep its public areas free from slipping hazards and/or otherwise guard against slipping hazards in its public areas directly and proximately caused Plaintiff to slip and fall and to sustain injuries as a result.

16. Upon information and belief, Defendant created the hazardous or unsafe condition and/or otherwise had actual or constructive notice of these hazardous or unsafe conditions prior to the

1 time the incident occurred. Defendant knew or should have known that the unsafe conditions posed a
2 hazard or fall risk to the general public, invitees, patrons and business invitees.

3 17. As a direct and proximate result of the aforesaid negligence and carelessness of
4 Defendant, Plaintiff was injured, receiving injuries to the tissues, bones, and joints of her body.
5 Plaintiff thereby experienced great pain, and anxiety to her body and mind, sustaining injuries and
6 damages in a sum in excess of Fifteen Thousand Dollars (\$15,000.00).

7 18. As a further direct and proximate result of the aforesaid negligence and carelessness of
8 Defendant, Plaintiff has incurred damages, both general and special, including medical expenses as a
9 result of the necessary treatment of her injuries, and will continue to incur damages for future medical
10 treatment necessitated by fall-related injuries she has suffered.

11 19. As a further proximate result of the aforementioned negligence and carelessness of
12 Defendant, Plaintiff was required to, and did, employ physicians, surgeons, and other health care
13 providers to examine, treat, and care for her and did incur medical and incidental expenses thereby.
14 The exact amount of such expenses is unknown at this present time, but Plaintiff alleges that she has
15 suffered special damages in excess of Fifteen Thousand Dollars (\$15,000.00).

16 20. Upon information and belief, Plaintiff has suffered a loss of income and/or will suffer
17 a loss of earning capacity.

18 21. The actions of Defendant have forced Plaintiff to retain counsel to represent her in the
19 prosecution of this action, and she is therefore entitled to an award of a reasonable amount as attorney's
20 fees and costs of suit.

21 **SECOND CLAIM FOR RELIEF**

22 **(Negligent Hiring, Training, Supervision and Retention)**

23 **Against Defendant El Super**

24 22. Plaintiff repeats and realleges the allegations contained in the preceding paragraphs
25 herein, and incorporate the same herein by reference.

26 23. Defendant hired, trained, supervised and retained employees to keep its public areas
27 free from slipping hazards and/or otherwise guard against slipping hazards, to include the location
28 where the Plaintiff fell.

1 24. Defendant had a duty to hire, properly train, properly supervise, and properly retain
2 competent employees, agents, independent contractors and representatives.

3 25. Upon information and belief, Defendant breached its duty by improperly hiring
4 incompetent employees, improperly training or supervising its employees in regard to preventing,
5 guarding against, and warning of slipping hazards, and/or improperly retaining incompetent
6 employees.

7 26. As a direct and proximate result of the aforesaid negligence and carelessness of
8 Defendant, Plaintiff was injured, receiving injuries to the tissues, bones, and joints of her body.
9 Plaintiff thereby experienced great pain, and anxiety to her body and mind, sustaining injuries and
10 damages in a sum in excess of Fifteen Thousand Dollars (\$15,000.00).

11 27. As a further direct and proximate result of the aforesaid negligence and carelessness of
12 Defendant, Plaintiff has incurred damages, both general and special, including medical expenses as a
13 result of the necessary treatment of her injuries, and will continue to incur damages for future medical
14 treatment necessitated by fall-related injuries she has suffered.

15 28. As a further proximate result of the aforementioned negligence and carelessness of
16 Defendant, the Plaintiff was required to, and did, employ physicians, surgeons, and other health care
17 providers to examine, treat, and care for her and did incur medical and incidental expenses thereby.
18 The exact amount of such expenses is unknown at this present time, but Plaintiff alleges that she has
19 suffered special damages in excess of Fifteen Thousand Dollars (\$15,000.00).

20 29. Upon information and belief, Plaintiff has suffered a loss of income and/or will suffer
21 a loss of earning capacity.

22 30. The actions of the Defendant have forced Plaintiff to retain counsel to represent her in
23 the prosecution of this action, and she is therefore entitled to an award of a reasonable amount as
24 attorney fees and costs of suit.

25 WHEREFORE, Plaintiff, GINA ALCANTARA, expressly reserving her right to amend this
26 Complaint at the time of trial, to include all items of damage not yet ascertained, demands judgment
27 against Defendant, BODEGA LATINA CORPORATION d/b/a EL SUPER; DOES I-X; and ROE
28 BUSINESS ENTITIES XI-XX, and each of them, as follows:

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